

DISTRICT COURT
CLARK COUNTY, NEVADA

Alvin D. Brown
CLERK OF THE COURT

THE STATE OF NEVADA,

Plaintiff,

- vs -

ROY MORAGA,

#0938554

Defendant.

CASE NO. 89COR2174

Dept. NO. VI

Electronically Filed
May 02 2017 03:58 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

NOTICE OF APPEAL

NOTICE IS GIVEN that Defendant, ROY MORAGA in pro se, hereby Appeals to the Nevada Supreme Court the Order Denying Defendant's Motion For Return of Seized Property Filed/entered on or About MARCH 12, 2017, in the Above-entitled Court. Dated this 16th day of April, 2017.

Roy Moraga
Roy Moraga # 31584
Ely State Prison
P. O. Box 1989
Ely, Nevada 89301
Defendant IN Pro se

27
RECEIVED

APR 25 2017

CLERK OF THE COURT

CERTIFICATE OF SERVICE

I do certify that I mailed a True AND Correct Copy of the foregoing NOTICE OF APPEAL to the below Address on this 16th day of April, 2017, by placing same in the U. S. Mail.

Steven B. Wolfson,
Clark County District Attorney
200 Lewis Ave.
Las Vegas, NV 89155-2212

Roy Moraga
Roy Moraga # 31584
Elly State Prison
P.O. Box 1989
Elly, NV 89301

AFFIRMATION PURSUANT TO NRS 239B.030

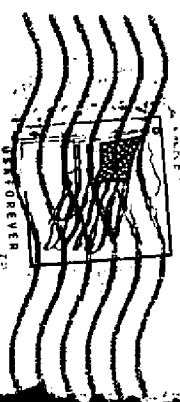
The undersigned does hereby Affirm that the preceding NOTICE OF APPEAL Filed in District Court Case NO. 89CO92174 does NOT contain the Social Security Number of any person.

Dated this 16th day of April 2017.

Roy Moraga
ROY MORAGA # 31584
Defendant IN Pro Se

ROY MORAGA # 31584
ELY STATE PRISON
P.O. Box 1989
ELY, NV 89301

LAS VEGAS NV 890
17 APR 2017 PM 5 L



Steven B. Wolfson,

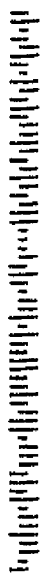
Clark County District Attorney
200 Lewis Ave.

DLB

Confidential
Legal Mail

Las Vegas, Nevada 89155-2212

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ELY STATE PRISON

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6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**

9
10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 ROY D. MORAGA,

14 Defendant(s),

Case No: 89C092174

Dept No: VI

15
16
17 **CASE APPEAL STATEMENT**

18 1. Appellant(s): Roy Moraga

19 2. Judge: Elissa F. Cadish

20 3. Appellant(s): Roy Moraga

21 Counsel:

22 Roy Moraga #31584
23 P.O. Box 1989
24 Ely, NV 89301

25 4. Respondent: The State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 Lewis Ave.
Las Vegas, NV 89101

(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: N/A
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes
Permission Granted: N/A

6. Appellant Represented by Appointed Counsel In District Court: No

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: December 28, 1989

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 42828, 44685, 49049, 61734, 64639, 64931, 65701,
66826

12. Child Custody or Visitation: N/A

Dated This 26 day of April 2017.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Roy Moraga

DEPARTMENT 6
CASE SUMMARY
CASE No. 89C092174

The State of Nevada vs Roy D Moraga

§	Location:	Department 6
§	Judicial Officer:	Cadish, Elissa F.
§	Filed on:	12/28/1989
§	Case Number History:	
§	Cross-Reference Case	C092174
§	Number:	
§	Defendant's Scope ID #:	938554
§	Lower Court Case # Root:	89F07220
§	Lower Court Case Number:	89F07220X
§	Supreme Court No.:	61734
§		64639
§		64931
§		65701
§		66826

CASE INFORMATION

Offense	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BURGLARY.	F	01/01/1900		
2. BURGLARY.	F	01/01/1900	Case Flags:	Appealed to Supreme Court
3. SEXUAL ASSAULT	F	01/01/1900		Custody Status - Nevada
4. SEXUAL ASSAULT	F	01/01/1900		Department of Corrections
4. HABITUAL CRIMINAL	F	01/01/1900		

Related Cases

89F07220X (Bind Over Related Case)

Statistical Closures

05/06/2007	USJR Reporting Statistical Closure
03/04/2007	USJR Reporting Statistical Closure
09/26/2004	USJR Reporting Statistical Closure
07/14/2004	USJR Reporting Statistical Closure
12/02/1999	USJR Reporting Statistical Closure
02/19/1996	USJR Reporting Statistical Closure
09/15/1993	USJR Reporting Statistical Closure
01/01/1992	USJR Reporting Statistical Closure
09/12/1991	USJR Reporting Statistical Closure
09/13/2007	USJR Reporting Statistical Closure
05/14/1998	USJR Reporting Statistical Closure
12/01/2005	USJR Reporting Statistical Closure
01/31/2005	USJR Reporting Statistical Closure
09/01/1998	USJR Reporting Statistical Closure

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	89C092174
Court	Department 6
Date Assigned	12/28/2008
Judicial Officer	Cadish, Elissa F.

PARTY INFORMATION


















Defendant	Moraga, Roy D	<i>Lead Attorneys</i>
		Pro Se
Plaintiff	State of Nevada	Wolfson, Steven B
		702-671-2700(W)

DATE

EVENTS & ORDERS OF THE COURT


















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12/28/1989	 Criminal Bindover
01/09/1990	 Information
01/09/1990	 Information <i>Amended Information by Interlineation February 15, 1990</i>
01/11/1990	Initial Arraignment (9:00 AM) Events: 12/28/1989 Criminal Bindover <i>INITIAL ARRAIGNMENT Heard By: Carl Christensen</i>
01/24/1990	 Reporters Transcript <i>Transcript of Hearing Held on December 26, 1989</i>
02/05/1990	 Motion <i>Motion and Notice of Motion to Endorse Names on Information</i>
02/12/1990	 Reporters Transcript <i>Transcript of Hearing Held on January 11, 1990</i>
02/15/1990	 Order <i>Order to Endorse Names on Information</i>
03/13/1990	 Jury List
03/15/1990	 Instructions to the Jury
03/15/1990	 Verdict <i>Verdict Count I</i>
03/15/1990	 Verdict <i>Verdict Count II</i>
03/15/1990	 Verdict <i>Verdict Count III</i>
03/15/1990	 Verdict <i>Verdict Count IV</i>
06/04/1990	 Motion <i>Motion and Notice of Motion to Amend Information</i>
06/13/1990	Sentencing (9:00 AM) <i>SENTENCING Heard By: Michael Wendell</i>
06/13/1990	 Amended Information
06/13/1990	 Order <i>Order to Amend Information</i>
06/13/1990	 Reporters Transcript

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Transcript of Hearing Held on June 13, 1990 (Unfiled)

06/27/1990	 Designation of Record on Appeal <i>Designation of Contents of Record on Appeal</i>
06/27/1990	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
06/29/1990	 Order
07/07/1990	 Judgment of Conviction <i>Judgment of Conviction (Jury Trial)</i>
08/02/1990	 Order
10/11/1990	 Reporters Transcript <i>Transcript of Hearing Held on March 15, 1990</i>
10/11/1990	 Reporters Transcript <i>Transcript of Hearing Held on March 13, 1990</i>
10/11/1990	 Reporters Transcript <i>Transcript of Hearing Held on March 12, 1990</i>
01/09/1991	 Petition for Release of Evidence
01/09/1991	 Order <i>Order Releasing Evidence</i>
09/13/1991	 Order for Production of Inmate
09/23/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
09/26/1991	 Motion <i>Motion to Transfer Sentencing Back to Department VIII</i>
10/03/1991	 Motion for Leave to Proceed in Forma Pauperis
10/03/1991	 Motion for Withdrawal <i>Notice of Motion Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
10/03/1991	 Affidavit in Support <i>Affidavit in Support of Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
10/03/1991	 Affidavit in Support <i>Affidavit in Support of of Request to Proceed in Forma Pauperis</i>
10/03/1991	 Certificate <i>Financial Certificate</i>















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10/04/1991	 NV Supreme Court Clerks Certificate/Judgment -Remanded <i>Nevada Supreme Court Clerk's Certificate Judgment - Remand</i>
10/09/1991	Motion (9:00 AM) Events: 09/26/1991 Motion <i>MOTION TO TRANSFER SENTENCING BACK TO DEPT VIII Heard By: Jack Lehman</i>
10/09/1991	Petition (9:00 AM) Events: 10/03/1991 Motion for Leave to Proceed in Forma Pauperis <i>PROPER PERSON MOTION TO PROCEED IN FORMAPAUPERIS Heard By: Jack Lehman</i>
10/09/1991	Petition (9:00 AM) Events: 10/03/1991 Motion for Withdrawal <i>PROPER PERSON MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF Heard By: Jack Lehman</i>
10/09/1991	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
10/11/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
10/14/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
10/21/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
10/21/1991	Disposition (Judicial Officer: User, Conversion) 1. BURGLARY. Guilty PCN: Sequence:
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 2. BURGLARY. Guilty PCN: Sequence:
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 3. SEXUAL ASSAULT Guilty PCN: Sequence:
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Guilty PCN: Sequence:


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10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 4. HABITUAL CRIMINAL Guilty PCN: Sequence:
10/21/1991	Sentence (Judicial Officer: User, Conversion) 1. BURGLARY. Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Converted Disposition: Sentence# 0002: ADMINISTRATION FEE Amount: \$20.00 Converted Disposition: Sentence# 0003: SENTENCE SET ASIDE Converted Disposition: Sentence# 0004: Minimum 10 Years to Maximum 10 Years Placement: NSP Converted Disposition: Sentence# 0005: CREDIT FOR TIME SERVED Converted Disposition: Sentence# 0006: ADMINISTRATION FEE Amount: \$25.00 Converted Disposition: Sentence# 0007: SENTENCE AMENDED Converted Disposition: Sentence# 0008: CREDIT FOR TIME SERVED Minimum 180 Days to Maximum 180 Days
10/21/1991	Sentence (Judicial Officer: User, Conversion) 2. BURGLARY. Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 10 Years to Maximum 10 Years Placement: NSP Cons/Conc: Consecutive w/Charge Item: 0001 and Sentence#: 0004
10/21/1991	Sentence (Judicial Officer: User, Conversion) 3. SEXUAL ASSAULT Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Consecutive w/Charge Item: 0002 and Sentence#: 0001
10/21/1991	Sentence (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Consecutive w/Charge Item: 0003 and Sentence#: 0001














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10/23/1991	 Order Filed By: Defendant Moraga, Roy D <i>Order for Appointment of Counsel</i>
10/30/1991	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
11/13/1991	 Amended Judgment of Conviction <i>Amended Judgment of Conviction (Jury Trial)</i>
11/13/1991	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
01/02/1992	 Motion <i>Motion to Appoint Counsel for Appeal</i>
01/15/1992	Motion for Appointment of Attorney (9:00 AM) Events: 01/02/1992 Motion <i>MOTION FOR APPOINT COUNSEL FOR APPEAL Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
01/27/1992	 Hearing <i>Criminal Setting Slip</i>
01/29/1992	Motion for Confirmation of Counsel (9:00 AM) Events: 01/27/1992 Hearing <i>CONFIRMATION OF COUNSEL (BAILUS M) (CRM STNG SLP) Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
02/10/1992	 Order <i>Order Appointing Counsel</i>
02/13/1992	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Ex Parte <i>Ex Parte Application for Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>









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02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/26/1992	 Receipt of Copy Filed by: Defendant Moraga, Roy D
02/26/1992	 Receipt of Copy Filed by: Defendant Moraga, Roy D
02/28/1992	 Receipt of Copy
03/02/1992	 Receipt of Copy
03/02/1992	 Receipt of Copy
03/04/1992	 Reporters Transcript <i>Transcript of Hearing Held on September 23, 1991</i>
03/04/1992	 Reporters Transcript <i>Transcript of Hearing Held on October 11, 1991</i>
03/04/1992	 Reporters Transcript <i>Transcript of Hearing Held on October 21, 1991</i>
03/04/1992	 Reporters Transcript <i>Transcript of Hearing Held on October 14, 1991</i>
03/04/1992	 Reporters Transcript <i>Transcript of Hearing Held on February 15, 1990</i>
03/04/1992	 Reporters Transcript <i>Transcript of Hearing Held on October 9, 1991</i>
03/27/1992	 Reporters Transcript <i>Transcript of Hearing Held on March 12, 1990</i>
04/14/1992	 Reporters Transcript <i>Transcript of Hearing Held on March 9, 1990</i>
04/14/1992	 Reporters Transcript <i>Transcript of Hearing Held on March 7, 1990</i>
05/26/1992	 Request Filed by: Defendant Moraga, Roy D <i>Request for Records</i>
07/21/1992	 Petition <i>Motion for Returning Seized Property</i>
07/31/1992	 Answer <i>Answer in Opposition to Motion for Returning Seized Property</i>






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08/03/1992	Petition (9:00 AM) Events: 07/21/1992 Petition <i>PRO PER MOTION FOR RETURNING SEIZED PROPERTY Court Clerk: DEBRA VINSON Reporter/Recorder: SHIRLEY PARRAGUIRRE Heard By: Addeliar Guy, III</i>
08/17/1992	 Order
08/26/1993	 Motion <i>Motion for Leave to Proceed in Forma Pauperis; Affidavit in Support of Request to Proceed in Forma Pauperis; Motion for Amended Judgment of Conviction to Include Jail Time Credits and Affidavit of Petition</i>
08/27/1993	 Receipt of Copy Filed by: Defendant Moraga, Roy D
09/08/1993	Motion (9:00 AM) Events: 08/26/1993 Motion <i>MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
09/15/1993	Status Check (9:00 AM) <i>STATUS CHECK RE: CREDIT FOR TIME SERVED Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
09/29/1993	 Amended Judgment of Conviction <i>Second Amended Judgment of Conviction (Jury Trial)</i>
10/30/1995	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
02/20/1996	 Affidavit <i>Affidavit of Defendant</i>
02/20/1996	 Points and Authorities <i>Supplemental Brief and Points and Authorities in Support of Petition for Writ of Habeas Corpus</i>
02/20/1996	 Ex Parte Motion <i>Ex Parte Motion for Fees for Expert Services</i>
02/20/1996	 Motion for Leave to Proceed in Forma Pauperis
02/20/1996	 Motion <i>Motion and Notice of Motion to Compel, Production of Semen and Blood</i>
02/20/1996	 Petition for Writ of Habeas Corpus <i>Petition for Writ of Habeas Corpus (Post-Conviction)</i>
02/20/1996	 Affidavit in Support Filed By: Defendant Moraga, Roy D <i>Affidavit in Support of Motion to Proceed in Forma Pauperis</i>
03/05/1996	 Motion for Leave to Proceed in Forma Pauperis








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03/05/1996	 Affidavit in Support <i>Affidavit in Support of Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
03/05/1996	 Notice Filed By: Defendant Moraga, Roy D <i>Notice of Motion Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
03/06/1996	Motion (9:00 AM) Events: 02/20/1996 Ex Parte Motion <i>DEFT'S PRO PER MOTION FOR FEES FOR EXPERT SERVICE Heard By: Jack Lehman</i>
03/06/1996	Petition to Proceed in Forma Pauperis (9:00 AM) Events: 02/20/1996 Motion for Leave to Proceed in Forma Pauperis <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
03/06/1996	Motion to Compel (9:00 AM) Events: 02/20/1996 Motion <i>DEFT'S PRO PER MOTION TO COMPEL PRODUCTION OF SEMAN/BLOOD Heard By: Jack Lehman</i>
03/06/1996	Petition for Writ of Habeas Corpus (9:00 AM) Events: 02/20/1996 Petition for Writ of Habeas Corpus <i>DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS Heard By: Jack Lehman</i>
03/06/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (3/06/96) Relief Clerk: LARRY SNYDER/LS Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
03/11/1996	 Motion for Leave to Proceed in Forma Pauperis
03/11/1996	 Motion <i>Motion for Returning Seized Property</i>
03/11/1996	 Affidavit <i>Affidavit of Petitioner</i>
03/11/1996	 Affidavit in Support Filed By: Defendant Moraga, Roy D <i>Affidavit in Support of Motion to Proceed in Forma Pauperis</i>
03/18/1996	CANCELED Motion to Withdraw as Counsel (9:00 AM) <i>Vacated</i>
03/18/1996	CANCELED Petition to Proceed in Forma Pauperis (9:00 AM) Events: 03/05/1996 Motion for Leave to Proceed in Forma Pauperis <i>Vacated</i>
04/01/1996	 Opposition <i>State's Opposition to Defendant's Motion to Compel Production of Seman and Blood, Petition for Writ of Habeas Corpus (Post-Conviction) and Motion to Proceed in Forma Pauperis</i>
04/09/1996	 Motion <i>Motion to Withdraw as Counsel</i>
04/09/1996	














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	 Receipt of Copy Filed by: Defendant Moraga, Roy D <i>Receipt of Copy and Certificate of Mailing</i>
04/11/1996	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Extension of Time to File Supplemental Points and Authorities</i>
04/15/1996	 Receipt of Copy Filed by: Defendant Moraga, Roy D <i>Receipt of Copy of Motion for Extension of Time to File Supplemental Points and Authorities</i>
04/17/1996	Motion (9:00 AM) <i>DEFT'S PRO PER MOTION FOR FEES FOR EXPERT SERVICE Heard By: Jack Lehman</i>
04/17/1996	Petition to Proceed in Forma Pauperis (9:00 AM) <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
04/17/1996	Motion to Compel (9:00 AM) <i>DEFT'S PRO PER MOTION TO COMPEL PRODUCTION OF SEMAN/BLOOD Heard By: Jack Lehman</i>
04/17/1996	Petition for Writ of Habeas Corpus (9:00 AM) <i>DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: NANCY NOBLE Reporter/Recorder: HELENE KARP Heard By: Jack Lehman</i>
04/17/1996	Hearing (9:00 AM) <i>HEARING: SUPPLEMENTAL PLEADINGS Heard By: Jack Lehman</i>
04/17/1996	Petition to Proceed in Forma Pauperis (9:00 AM) Events: 03/11/1996 Motion for Leave to Proceed in Forma Pauperis <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
04/17/1996	Motion (9:00 AM) Events: 03/11/1996 Motion <i>DEFT'S PRO PER MOTION FOR RETURNING SEIZED PROPERTY Heard By: Jack Lehman</i>
04/17/1996	Motion to Withdraw as Counsel (9:00 AM) Events: 04/09/1996 Motion <i>MARK BAILUS' MOTION TO WITHDRAW AS COUNSEL Heard By: Jack Lehman</i>
04/17/1996	Motion (9:00 AM) <i>DEFT'S MOTION FOR EXTENSION OF TIME Heard By: Jack Lehman</i>
04/17/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (4/17/96) Court Clerk: NANCY NOBLE Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
04/17/1996	 Order Filed By: Defendant Moraga, Roy D <i>Order to Withdraw as Attorney of Record</i>
04/17/1996	 Notice of Entry of Order Filed By: Defendant Moraga, Roy D

DEPARTMENT 6
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CASE No. 89C092174













05/20/1996	 Substitution of Attorney Filed by: Defendant Moraga, Roy D <i>Substitution of Attorneys</i>
05/24/1996	Petition for Writ of Habeas Corpus (9:00 AM) <i>DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: NANCY NOBLE Reporter/Recorder: HELENE KARP Heard By: Sally Loehrer</i>
06/13/1996	 Points and Authorities Filed by: Defendant Moraga, Roy D <i>Supplemental Points and Authorities in Support of Petition for Writ of Habeas Corpus</i>
06/27/1996	 Supplement <i>State's Supplemental Opposition to Petition for Writ of Habeas Corpus (Post-Conviction)</i>
07/15/1996	Hearing (9:00 AM) <i>ARGUMENT AND DECISION Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
07/16/1996	 Reply Filed by: Defendant Moraga, Roy D <i>Supplemental Reply and Opposition for Writ of Habeas Corpus</i>
07/19/1996	Hearing (9:00 AM) <i>ARGUMENT AND DECISION Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
08/02/1996	 Motion <i>Motion to Withdraw as Counsel</i>
08/05/1996	 Receipt of Copy Filed by: Defendant Moraga, Roy D <i>Receipt of Copy of Motion to Withdraw as Counsel</i>
08/05/1996	 Certificate of Mailing Filed By: Defendant Moraga, Roy D <i>Certificate of Mailing of Motion to Withdraw as Counsel</i>
08/12/1996	Motion to Withdraw as Counsel (9:00 AM) Events: 08/02/1996 Motion <i>DAVID SCHIECK'S MOTION TO WITHDRAW AS COUNSEL Court Clerk: MELISSA DAVIS Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
08/21/1996	Motion for Appointment (9:00 AM) <i>APPOINTMENT OF COUNSEL</i>
08/21/1996	Status Check (9:00 AM) <i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION Heard By: Jack Lehman</i>
08/21/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (8/21/96) Court Clerk: NANCY NOBLE Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
08/26/1996	Petition to Proceed in Forma Pauperis (9:00 AM) <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
08/26/1996	Status Check (9:00 AM)

DEPARTMENT 6
CASE SUMMARY
CASE No. 89C092174














	<i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION Heard By: Jack Lehman</i>
08/26/1996	Motion for Confirmation of Counsel (9:00 AM) <i>CONFIRMATION OF COUNSEL (JACKSON) Heard By: Jack Lehman</i>
08/26/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (08-26-96) Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
08/27/1996	 Order <i>Order for Transcripts</i>
08/28/1996	Status Check (9:00 AM) <i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION Heard By: Jack Lehman</i>
08/28/1996	Motion for Confirmation of Counsel (9:00 AM) <i>CONFIRMATION OF COUNSEL (JACKSON) Heard By: Jack Lehman</i>
08/28/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (08-28-96) Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
09/06/1996	 Findings of Fact, Conclusions of Law and Order
09/20/1996	 Notice of Entry of Order
09/27/1996	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
10/07/1996	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
10/28/1996	 Notice of Entry of Order
10/29/1996	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
01/13/1997	 Reporters Transcript <i>Transcript of Hearing Held on March 6, 1996</i>
01/13/1997	 Reporters Transcript <i>Transcript of Hearing Held on August 21, 1996</i>
01/13/1997	 Reporters Transcript <i>Transcript of Hearing Held on April 17, 1996</i>
01/13/1997	 Reporters Transcript <i>Transcript of Hearing Held on July 15, 1996</i>
01/13/1997	 Reporters Transcript <i>Transcript of Hearing Held on August 12, 1996</i>
01/13/1997	 Reporters Transcript

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Transcript of Hearing Held on July 19, 1996

01/17/1997	 Certificate of Mailing Filed By: Defendant Moraga, Roy D
04/30/1998	 Motion <i>Motion to Modify or in the Alternative Correct Illegal Sentence</i>
04/30/1998	 Affidavit Filed By: Defendant Moraga, Roy D <i>Affidavit of Roy D. Moraga</i>
05/08/1998	 Opposition <i>State's Opposition to Defendant's Motion to Modify or in the Alternative Correct Illegal Sentence</i>
05/11/1998	Motion to Modify Sentence (9:00 AM) Events: 04/30/1998 Motion <i>DEFT'S PRO PER MOTION TO MODIFY OR CORRECT ILLEGAL SENTENCE Court Clerk: DOROTHY KELLY Relief Clerk: NORMA CHATY/NC Reporter/Recorder: MARILYN WAGGONER Heard By: Don Chairez</i>
05/28/1998	 Order Denying <i>Order Denying Defendant's Pro Per Motion to Modify or in Alternative Correct Illegal Sentence</i>
05/29/1998	 Notice of Entry of Order
06/01/1998	 Motion <i>Motion for Enlargement of Time</i>
06/13/1998	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
06/13/1998	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
06/15/1998	Motion (9:00 AM) Events: 06/01/1998 Motion <i>DEFT'S PRO PER MOTION FOR ENLARGEMENT OF TIME Heard By: Don Chairez</i>
06/15/1998	 Case Appeal Statement
06/17/1998	Motion (9:00 AM) <i>DEFT'S PRO PER MOTION FOR ENLARGEMENT OF TIME Court Clerk: DOROTHY KELLY Relief Clerk: CYNTHIA NAVARRETTE-LORY/CNL Reporter/Recorder: SHAWN OTT Heard By: Mark Gibbons</i>
06/30/1998	 Order Denying <i>Order Denying Defendant's Motion for Enlargement of Time</i>
07/07/1998	 Notice of Entry of Order

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08/06/1998	 Motion to Strike
08/17/1998	 Response <i>State's Response to Defendant's Motion to Strike</i>
08/18/1998	Motion to Strike (9:00 AM) Events: 08/06/1998 Motion to Strike <i>DEFT'S PRO PER MOTION TO STRIKE Court Clerk: RITA LOPEZ Reporter/Recorder: YVONNE VALENTIN Heard By: Lee Gates</i>
08/27/1998	 Order Denying <i>Order Denying Defendant's Pro Per Motion to Strike</i>
09/01/1998	Status Check (9:00 AM) <i>STATUS CHECK: ORDER Court Clerk: RITA LOPEZ Reporter/Recorder: YVONNE VALENTIN Heard By: Lee Gates</i>
09/22/1998	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
09/22/1998	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
09/28/1998	 Case Appeal Statement
04/30/1999	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
06/01/1999	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
06/01/1999	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
02/25/2002	 Motion for Leave to Proceed in Forma Pauperis
02/25/2002	 Motion <i>Motion to Preserve Evidence and Order</i>
02/25/2002	 Certificate Filed By: Defendant Moraga, Roy D <i>Certificate of Inmate's Institutional Account</i>
02/26/2002	 Notice of Hearing <i>Notice of Hearing - Criminal</i>
03/11/2002	CANCELED Petition to Proceed in Forma Pauperis (9:00 AM) Events: 02/25/2002 Motion for Leave to Proceed in Forma Pauperis <i>Vacated</i>
03/11/2002	CANCELED Motion (9:00 AM) Events: 02/25/2002 Motion <i>Vacated</i>

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10/31/2002	 Motion <i>Motion to Vacate and/or Amend Judgment</i>
11/13/2002	Motion to Vacate (9:00 AM) Events: 10/31/2002 Motion <i>DEFT'S PRO PER MTN TO VACATE AMEND JUDGMNT/40 Court Clerk: Sharon Coffman Reporter/Recorder: Sonja Riley-Bennett Heard By: Lee Gates</i>
11/18/2002	Motion for Confirmation of Counsel (9:00 AM) <i>CONFIRMATION OF COUNSEL (HINDS) Court Clerk: Sharon Coffman Reporter/Recorder: Sonja Riley-Bennett Heard By: Lee Gates</i>
11/21/2002	 Order Filed By: Defendant Moraga, Roy D <i>Order for Appointment of Counsel for Post-Conviction Relief</i>
11/27/2002	 Opposition <i>State's Opposition to Defendant's Motion to Vacate and/or Amend Judgment</i>
12/02/2002	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Heard By: Gates, Lee A</i>
12/18/2002	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Relief Clerk: April Watkins Reporter/Recorder: Sonia Riley- Bennett Heard By: Gates, Lee A</i>
12/23/2002	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley- Bennett Heard By: Gates, Lee A</i>
01/08/2003	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley- Bennett Heard By: Gates, Lee A</i>
02/03/2003	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley- Bennett Heard By: Gates, Lee A</i>
02/05/2003	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley- Bennett Heard By: Lee Gates</i>
06/11/2003	 Stipulation and Order Filed by: Defendant Moraga, Roy D
07/23/2003	CANCELED Hearing (9:00 AM) <i>Vacated</i>
12/16/2003	 Motion <i>Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
12/17/2003	 Receipt of Copy Filed by: Defendant Moraga, Roy D
12/26/2003	 Opposition <i>State's Opposition to Defendant's Motion for Release of DNA Evidence Under Nevada Open</i>

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Records Act

12/29/2003	Motion (9:00 AM) Events: 12/16/2003 Motion <i>DEFT'S MTN FOR RELEASE OF DNA EVID UNDERNV OPEN RECORDS ACT/44 Court Clerk: Sharon Coffman Reporter/Recorder: Shawna Craig Heard By: Gates, Lee A</i>
01/05/2004	Motion (9:00 AM) <i>DEFT'S MTN FOR RELEASE OF DNA EVID UNDERNV OPEN RECORDS ACT/44 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
01/05/2004	 Reply Filed by: Defendant Moraga, Roy D <i>Reply to State's Opposition to Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
01/07/2004	 Order <i>Order Denying Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
02/09/2004	 Request Filed by: Defendant Moraga, Roy D <i>Ex Parte Motion for Excess Fees</i>
02/11/2004	 Order Filed By: Defendant Moraga, Roy D <i>Order for Payment of Excess Fees</i>
02/17/2004	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
02/17/2004	 Brief Filed By: Defendant Moraga, Roy D <i>Supplemental Brief to States Opposition to Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
02/18/2004	 Case Appeal Statement
05/04/2004	 Reporters Transcript <i>Transcript of Hearing Held on November 13, 2002</i>
05/04/2004	 Reporters Transcript <i>Transcript of Hearing Held on January 5, 2004</i>
05/14/2004	 Reporters Transcript <i>Transcript of Hearing Held on May 11, 1998</i>
09/27/2004	 Writ of Mandamus <i>Extraordinary Writ of Mandamus</i>
09/27/2004	 Affidavit <i>Affidavit of Roy D. Moraga</i>
09/27/2004	 Supplement











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	Filed by: Defendant Moraga, Roy D <i>Supplemental Act</i>
10/13/2004	Motion (9:00 AM) Events: 09/27/2004 Writ of Mandamus <i>DEFT'S PRO PER MTN FOR EXTRAORDINARY WRIT/45 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
10/18/2004	 Motion <i>Motion and Order for Failure to Prosecute and Reinstate Motion to Vacate and/or Amend Judgment</i>
10/19/2004	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
11/01/2004	Motion (9:00 AM) Events: 10/18/2004 Motion <i>DEFT'S PRO PER MTN FOR ORDER FOR FAILURE TO PROSECUTE/REINSTATE MTN TO VACATE/47 Court Clerk: Sharon Coffman Relief Clerk: Michelle Jones/mj Reporter/Recorder: Sonia Riley Heard By: Gates, Lee A</i>
12/15/2004	 Response Filed by: Defendant Moraga, Roy D <i>State's Response to Extraordinary Writ of Mandamus</i>
01/05/2005	 Reply Filed by: Defendant Moraga, Roy D <i>Reply to State's Response to Extraordinary Writ of Mandamus and Motion to Dismiss</i>
01/31/2005	Hearing (9:00 AM) <i>ARGUMENT: DEFT MTN FOR EXTRAORDINARY WRIT Heard By: Lee Gates</i>
01/31/2005	Motion (9:00 AM) <i>DEFT'S PRO PER MTN FOR ORDER FOR FAILURE TO PROSECUTE/REINSTATE MTN TO VACATE/47 Heard By: Lee Gates</i>
01/31/2005	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (1-31-05) Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
02/10/2005	 Case Appeal Statement
02/10/2005	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
02/10/2005	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
03/30/2005	 Order Filed By: Defendant Moraga, Roy D
04/08/2005	 Notice of Entry of Order Filed By: Defendant Moraga, Roy D
05/02/2005	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>

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01/10/2006	 Motion <i>Motion for Leave to Proceed in Forma Pauperis and for Appointment of Counsel</i>
01/10/2006	 Petition for Writ of Habeas Corpus Filed by: Defendant Moraga, Roy D <i>Petition for Writ of Habeas Corpus (Post-Conviction) (NRS 34.720, et seq.)</i>
01/10/2006	 Certificate Filed By: Defendant Moraga, Roy D <i>Financial Certificate</i>
01/10/2006	 Affidavit in Support Filed By: Defendant Moraga, Roy D <i>Affidavit in Support of Motion for Leave to Proceed in Forma Pauperis and for Appointment of Counsel</i>
01/10/2006	 Affidavit Filed By: Defendant Moraga, Roy D <i>Affidavit of Petitioner</i>
01/12/2006	 Order for Petition for Writ of Habeas Corpus
01/19/2006	 Opposition <i>State's Opposition to Motion for Appointment of Counsel</i>
01/23/2006	Petition to Proceed in Forma Pauperis (9:00 AM) Events: 01/10/2006 Motion <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND FOR /49 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
01/27/2006	 Order <i>Order Granting Defendant's Pro Per Motion for Leave to Proceed in Forma Pauperis and Order Denying Defendant's Pro Per Motion for Appointment of Counsel</i>
02/22/2006	 Motion <i>Motion and Order to Transport and Produce Inmate for Hearing</i>
02/22/2006	 Notice of Change of Address Filed By: Defendant Moraga, Roy D
02/27/2006	 Opposition <i>State's Opposition to Defendant's Motion for Transport</i>
02/27/2006	 Response <i>State's Response and Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)</i>
03/22/2006	Motion (9:00 AM) Events: 02/22/2006 Motion <i>DEFT'S PRO PER MTN AND ORDER TO TRANSPORT AND PRODUCE INMATE FOR /51 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
03/29/2006	Petition for Writ of Habeas Corpus (9:00 AM) Events: 01/12/2006 Order for Petition for Writ of Habeas Corpus <i>DEFT'S PTN FOR WRIT OF HABEAS CORPUS /50</i>














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04/19/2006	Status Check (9:00 AM) <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Jackie Nelson Heard By: Bonaventure, Joseph T.</i>
04/21/2006	 Order for Production of Inmate <i>Order for Production of Inmate Roy D. Moraga, BAC # 31584</i>
04/26/2006	Petition for Writ of Habeas Corpus (9:00 AM) <i>DEFT'S PTN FOR WRIT OF HABEAS CORPUS /50</i>
05/01/2006	Status Check (9:00 AM) <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Sonia Riley Heard By: Gates, Lee A</i>
05/05/2006	 Order for Production of Inmate <i>Order for Production of Inmate Roy D. Moraga, BAC # 31584</i>
05/24/2006	 Reply <i>Filed by: Defendant Moraga, Roy D Reply to State's Response and Opposition to Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)</i>
05/31/2006	Status Check (9:00 AM) <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
06/05/2006	 Order for Production of Inmate <i>Order for Production of Inmate Roy D. Moraga, BAC # 31584</i>
06/26/2006	Hearing (9:00 AM) <i>ARGUMENT: PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
07/06/2006	Minute Order (9:00 AM) <i>MINUTE ORDER RE: PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: Connie Gleason Relief Clerk: Phyllis Irby/pi Heard By: Lee Gates</i>
02/08/2007	 Finding of Fact and Conclusions of Law
02/13/2007	 Notice of Entry of Decision and Order
03/02/2007	 Notice of Appeal (criminal) <i>Party: Defendant Moraga, Roy D Notice of Appeal</i>
03/02/2007	 Case Appeal Statement <i>Filed By: Defendant Moraga, Roy D</i>
03/05/2007	 Case Appeal Statement
03/05/2007	 Motion <i>Motion for Appointment of Counsel on Appeal</i>















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03/12/2007	 Reporters Transcript <i>Transcript of Hearing Held on January 23, 2006</i>
03/12/2007	 Reporters Transcript <i>Transcript of Hearing Held on June 26, 2006</i>
03/16/2007	 Opposition <i>State's Opposition to Defendant's Motion for Appointment of Counsel</i>
03/19/2007	Motion (9:00 AM) Events: 03/05/2007 Motion <i>DEFT'S PRO PER MTN FOR APPOINTMENT OF COUNSEL ON APPEAL/55 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
03/23/2007	 Order <i>Order Denying Defendant's Motion for Appointment of Counsel</i>
09/13/2007	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
04/29/2011	 Order
09/19/2011	 Notice of Change of Address
11/04/2011	 Supplemental Brief <i>Supplemental Brief In Support of the Petition for Writ of Habeas Corpus and Illegal Sentence Pursuant to NRS 126.555</i>
02/15/2012	 Motion <i>Motion for Judicial Action on Petition</i>
02/15/2012	 Ex Parte Motion <i>Ex Parte Motion for Appointment of Counsel</i>
02/15/2012	 Affidavit <i>Affidavit of Petitioner</i>
03/14/2012	 Notice of Motion
03/23/2012	 Response <i>Response to Defendant's Motion for Judicial Action and Opposition to Defendant's Motion to Appoint Counsel</i>
04/09/2012	 Motion <i>Motion for Enlargement of Time (First Request)</i>
04/17/2012	 Opposition to Motion <i>State's Opposition to Defendant Motion for Enlargement of Time</i>
04/17/2012	 Opposition to Motion <i>State's Opposition to Defendant Motion for Enlargement of Time</i>














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04/25/2012	 Status Check (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Further Proceedings (Def't's Pro per Mtn for Judicial Action on Petition, Exparte Mtn for Appointment of Counsel filed in A640265)</i>
05/16/2012	 Response Filed by: Plaintiff State of Nevada <i>State's Response and Motion to Dismiss Defendant's Petition for Writ of Habeas Corpus (Post-Conviction)</i>
07/16/2012	Hearing (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>HEARING: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS</i>
07/16/2012	Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>DEFT'S EXPARTE MOTION FOR APPOINTMENT OF COUNSEL</i>
07/16/2012	 All Pending Motions (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
08/06/2012	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Reconsideration</i>
08/09/2012	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Reconsider</i>
08/13/2012	 Findings of Fact, Conclusions of Law and Order Filed By: Plaintiff State of Nevada
08/21/2012	 Notice of Entry Filed By: Plaintiff State of Nevada <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
08/27/2012	 Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Events: 08/06/2012 Motion <i>Motion for Reconsideration</i>
08/28/2012	 Reply to Opposition Filed by: Defendant Moraga, Roy D <i>Reply to State's Opposition to Petitioner's Motion for Reconsideration</i>
08/28/2012	 Request Filed by: Defendant Moraga, Roy D <i>Request to File Exhibit 1</i>
09/17/2012	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
09/18/2012	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
10/05/2012	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion to Reconsider</i>














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08/14/2013	 Petition for Writ of Habeas Corpus Filed by: Defendant Moraga, Roy D <i>Petition for Writ of Habeas Corpus (Post-Conviction Relief - NRS 34.735 Petition: Form)</i>
08/14/2013	 Memorandum of Points and Authorities Filed By: Defendant Moraga, Roy D <i>Memorandum of Points and Authorities Petition for Writ of Habeas Corpus Post-Conviction</i>
08/14/2013	 Motion for Appointment of Attorney Filed By: Defendant Moraga, Roy D <i>Motion for Appointment of Counsel</i>
08/14/2013	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D
08/26/2013	 Order for Petition for Writ of Habeas Corpus
09/19/2013	 Response Filed by: Plaintiff State of Nevada <i>State's Response and Motion to Dismiss Defendant's Petition for Writ of Habeas Corpus (Post-Conviction) and Opposition to Defendant's Motion for Appointment of Counsel</i>
09/27/2013	 Notice of Change of Hearing
10/21/2013	 Petition for Writ of Habeas Corpus (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Events: 08/26/2013 Order for Petition for Writ of Habeas Corpus
10/30/2013	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed; Rehearing Denied</i>
12/04/2013	 Findings of Fact, Conclusions of Law and Order Filed By: Plaintiff State of Nevada
12/09/2013	 Notice of Entry Filed By: Plaintiff State of Nevada <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
12/16/2013	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
12/17/2013	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
01/08/2014	 Petition Filed by: Defendant Moraga, Roy D <i>Postconviction Petition Requesting a Genetic Marker Analysis of Evidence Within the Possession or Custody of the State of Nevada (NRS 176.0918)</i>
01/08/2014	 Declaration Filed By: Defendant Moraga, Roy D <i>Declaration of Roy D. Moraga</i>
















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01/08/2014	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D
01/08/2014	 Certificate Filed By: Defendant Moraga, Roy D <i>Certificate of Inmate's Institutional Account</i>
01/08/2014	 Motion for Appointment of Attorney Filed By: Defendant Moraga, Roy D <i>Motion for Appointment of Counsel</i>
01/17/2014	 Minute Order (3:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>Minute Order Re: Post-Conviction Petition requesting genetic marker testing pursuant to NRS 176.0918.</i>
01/17/2014	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D
01/21/2014	 Certificate Filed By: Defendant Moraga, Roy D <i>Certificate of Inmate's Institutional Account</i>
01/21/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Correction of Illegal Sentence</i>
01/21/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Appointment of Counsel</i>
01/31/2014	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
02/03/2014	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
02/07/2014	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion for Correction of Illegal Sentence and Defendant's Motion for Appointment of Counsel</i>
02/12/2014	Motion to Correct Sentence (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Defendant's Motion for Correction of Illegal Sentence</i>
02/12/2014	Motion for Appointment of Attorney (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Defendant's Motion for Appointment of Counsel</i>
02/12/2014	 All Pending Motions (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
03/12/2014	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motions of February 12, 2014</i>







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03/19/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Returning Seized Property</i>
04/07/2014	 Opposition Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion for Returning Seized Property</i>
04/09/2014	 Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Motion for Returning Seized Property</i>
04/15/2014	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Post-Conviction Petition Requesting Genetic Marker Testing Pursuant to NRS 176.0918</i>
04/17/2014	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion for Return of Seized Property</i>
04/22/2014	 Notice of Entry of Order Filed By: Plaintiff State of Nevada
05/12/2014	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
05/15/2014	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
05/16/2014	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
06/12/2014	 Request Filed by: Defendant Moraga, Roy D <i>Request for Rough Draft Transcript</i>
06/12/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Production of Transcripts at State Expense</i>
06/12/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Notice of Motion and Motion for Order of Delivery of Records</i>
06/30/2014	 Opposition Filed By: Plaintiff State of Nevada <i>Opposition to Defendant's Motion for Production of Transcripts at State's Expense</i>
07/07/2014	Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Motion for Production of Transcripts at State Expense</i>
07/07/2014	Motion for Order (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Notice of Motion and Motion for Order of Delivery of Records</i>

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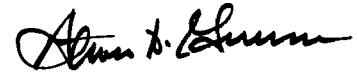
07/07/2014	Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Request for Rough Draft Transcript</i>
07/07/2014	 All Pending Motions (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
08/26/2014	 Order <i>Order Regarding Motions of July 7, 2014</i>
08/26/2014	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed; Rehearing Denied</i>
08/28/2014	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
10/01/2014	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D <i>Application to Proceed in Forma Pauperis</i>
10/01/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Correction of Illegal Sentence</i>
10/22/2014	 Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Def't's Pro Per Motion for Correction of Illegal Sentence</i>
10/29/2014	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion for Correction of Illegal Sentence</i>
11/03/2014	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
11/04/2014	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
04/16/2015	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
12/22/2016	 Motion Filed By: Defendant Moraga, Roy D <i>Motion For The Return Siezed Property</i>
12/28/2016	 Opposition Filed By: Plaintiff State of Nevada <i>States Opposition to Defendant's Motion for Returning Seized Property</i>
01/12/2017	 Reply Filed by: Defendant Moraga, Roy D <i>Reply To State's Opposition To Defendant's Motion For Return Seized Property</i>
01/18/2017	 Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

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CASE SUMMARY
CASE NO. 89C092174

<i>Defendant's Pro Per Motion for the Return Seized Property</i>		
03/09/2017	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Judgment on the Pleadings</i>	
03/21/2017	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion for Return of Seized Property</i>	
04/03/2017	 Motion for Judgment (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Defendant's Pro Per Motion for Judgment on the Pleadings</i>	
04/19/2017	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>	
04/21/2017	 Case Appeal Statement	
04/25/2017	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>	
DATE		FINANCIAL INFORMATION
Defendant Moraga, Roy D		
Total Charges		8.00
Total Payments and Credits		8.00
Balance Due as of 4/26/2017		0.00

ORIGINAL

Electronically Filed
03/21/2017 02:31:48 PM



CLERK OF THE COURT

ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
JAMES R. SWEETIN
Chief Deputy District Attorney
Nevada Bar #005144
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

-vs-

ROY MORAGA,
#0938554

Defendant.

CASE NO: **89C092174**

DEPT NO: **VI**

ORDER DENYING DEFENDANT'S MOTION

FOR RETURN OF SEIZED PROPERTY

DATE OF HEARING: **JANUARY 18, 2017**
TIME OF HEARING: **8:30 A.M.**

THIS MATTER having come on for hearing before the above entitled Court on the 18TH day of JANUARY, 2017, the Defendant not being present, IN PROPER PERSON, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through FRANK LOGRIPPO, Deputy District Attorney, without argument, based on the pleadings and good cause appearing therefor,

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1 **IT IS HEREBY ORDERED** that the DEFENDANT'S MOTION FOR RETURN OF
2 SEIZED PROPERTY, shall be, and is, DENIED.

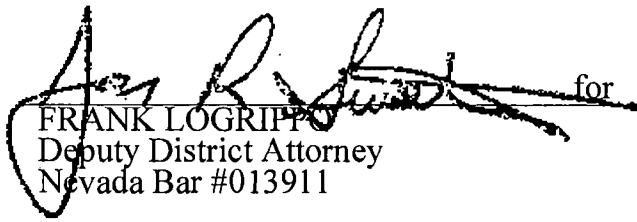
3 DATED this 17 day of March, 2017.

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DISTRICT JUDGE SC

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565

BY

 for
FRANK LOGRIFFO
Deputy District Attorney
Nevada Bar #013911

hjc/SVU

THE SEALED PORTION
OF THESE MINUTES
WILL FOLLOW VIA
U.S. MAIL.

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 25, 2012**

89C092174

The State of Nevada vs Roy D Moraga

April 25, 2012**8:30 AM****Status Check****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Ferreira, Amy L.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Court stated findings noting after the change of venue the Deft's case was calendared in Department V on a civil calendar in error, and was then recalendared in Department VI and ORDERED, Deft's Pro Per Motion for Judicial action GRANTED; matter set for hearing regarding the Deft's Petition For Writ Of Habeas Corpus; state's response to be filed by June 13th; Deft's Motion For Appointment Of Counsel CONTINUED.

NDC

7-16-12 HEARING: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS...DEFT'S EXPARTE MOTION FOR APPOINTMENT OF COUNSEL

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Love Lock Correctional Center, 1200 Prison Road, Love Lock NV. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 16, 2012**

89C092174

The State of Nevada vs Roy D Moraga

July 16, 2012**8:30 AM****All Pending Motions****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Rinetti, Dena I.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- HEARING: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS...DEFT'S EXPARTE MOTION FOR APPOINTMENT OF COUNSEL

In the absence of the Deft., Court advised there will not be any argument. Court stated findings and ORDERED, Deft's Petition For Writ of Habeas Corpus and Exparte Motion For Appointment of counsel DENIED.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Ely State Prison, POB 1989, Ely Nv., 89301

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****August 27, 2012**

89C092174

The State of Nevada vs Roy D Moraga

August 27, 2012**8:30 AM****Motion****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Rinetti, Dena I.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- In the absence of the Deft., Court noted there will not be any argument. Court stated findings noting the Deft. is seeking reconsideration of the ruling of July 16th due to his absence and ORDERED, Deft's Pro Se Motion For Reconsideration DENIED; there was no argument in the Deft's absence, and no basis for reconsideration.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584. Love Lock Correctional Center, 1200 Prison Road, Love Lock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****October 21, 2013**

89C092174

The State of Nevada vs Roy D Moraga

October 21, 2013**8:30 AM****Petition for Writ of Habeas
Corpus****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**State of Nevada
Wiborg, Erika L.Plaintiff
Attorney**JOURNAL ENTRIES**

- In the absence of the Deft., Court stated there will not be any argument. Court stated findings noting the petition is untimely, successive, no good cause has been shown for the procedural defaults, there is no showing in evidence of actual innocence, the sentence is not illegal and ORDERED, Deft's Pro Se Petition For Writ of Habeas Corpus DENIED. FURTHER ORDERED, due to the ruling of the Court, Defendant's request for counsel is DENIED; State to prepare the order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy Moraga #31584, Love Lock Correctional Center, 1200 Prison Road, Love Lock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 17, 2014**

89C092174

The State of Nevada vs Roy D Moraga

January 17, 2014**3:00 AM****Minute Order****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

- Petitioner submitted a Post-Conviction Petition requesting genetic marker testing pursuant to NRS 176.0918. Defendant does not meet the requirements of NRS 176.0918(3)(b) because there does not exist a reasonable possibility that Petitioner would not have been convicted if exculpatory results had been obtained. Additionally, Petitioner previously raised the issue of DNA testing by filing a Motion for Release of DNA Evidence Under Nevada Open Records Act on December 16, 2003. On January 5, 2004, the court DENIED the motion on the merits because the Petitioner admitted during trial that he had consensual sex with the victim. As this issue has previously been decided on the merits, instant Petition is barred by the law of the case.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Love Lock Correctional Center, 1200 Prison Road, Love Lock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 12, 2014**

89C092174

The State of Nevada vs Roy D Moraga

February 12, 2014**8:30 AM****All Pending Motions****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed

Carole D'Aloia

RECORDER: Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Smith, Tyler D., ESQ
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION FOR CORRECTION OF ILLEGAL
SENTENCE...DEFENDANT'S PRO SE MOTION FOR APPOINTMENT OF COUNSEL

Court noted the absence of the Defendant as he is currently in the Nevada Department of Corrections (NDC) and was not transported. Court advised it will not hear argument but will rule based on the pleadings filed. Court advised that the sentence imposed is legal, Court previously denied this motion, Defendant appealed to the Nevada Supreme Court, which upheld this Court's decision and, ORDERED, Defendant's Pro Per Motion for Correction of Illegal Sentence and Defendant s Pro Se Motion for Appointment of Counsel DENIED; State to prepare and submit appropriate Order.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 09, 2014**

89C092174

The State of Nevada vs Roy D Moraga

April 09, 2014**8:30 AM****Motion****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Beverly, Leah C
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- In the absence of the Defendant the Court stated there will not be any argument and a ruling will be issued based upon the papers. Court stated findings and ORDERED, Defendant's Pro Se Motion For Returning Seized Property DENIED as the items impounded as evidence are not appropriate for release under the applicable statutes; State to prepare the order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Love Lock Correctional Center, 1200 Prison Rd., Love Lock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 07, 2014**

89C092174

The State of Nevada vs Roy D Moraga

July 07, 2014**8:30 AM****All Pending Motions****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**State of Nevada
Thoman, Charles W.Plaintiff
Attorney**JOURNAL ENTRIES**

- DEFT'S PRO SE MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE...DEFT'S PRO SE MOTION FOR AN ORDER OF DELIVERY OF RECORDS...DEFT'S PRO SE REQUEST FOR ROUGH DRAFT TRANSCRIPT

Court stated findings and ORDERED, Motion For Production of Transcripts At State Expense and Request For Rough Draft Transcript DENIED; as to the Motion For Delivery Of Records, specially the file from Mr. Hillman, Mr. Hillman is with the Office of the Public Defender (P.D.) and the P.D. substituted out of the case in 1991 for someone else, and it's the understanding of the Court the Office of the P.D. no longer maintains the file to give to the Defendant; when new counsel came into the case in 1991 the P.D. would have provided the file to them. COURT ORDERED, Motion For Delivery Of Records DENIED; State to prepare the order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Lovelock Correctional Center, 1200 Prison Rd., Lovelock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****October 22, 2014**

89C092174

The State of Nevada vs Roy D Moraga

October 22, 2014**8:30 AM****Motion****Deft's Pro Per Motion
for Correction of
Illegal Sentence****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Katherine Streuber**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**

State of Nevada

Plaintiff

Thoman, Charles W.

Attorney

JOURNAL ENTRIES

- Court noted Deft. had filed this similar motion several times, stated no arguments will be heard, advised its ruling is based upon the pleadings and ORDERED, motion DENIED as barred and noted it had been rejected by the Supreme Court and District Court. State to prepare the Order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584 c/o Lovelock Correctional Center, 1200 Prison Road, Lovelock, NV 89419. 10/23/14 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 18, 2017**

89C092174

The State of Nevada vs Roy D Moraga

January 18, 2017**8:30 AM****Motion****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**LoGrippo, Frank R.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Defendant not present.

In the absence of the Defendant, Court stated there will not be any argument, and a ruling will be issued based upon the papers. Court stated findings noting there is insufficient grounds for the return of the items, the motion was previously denied, nothing has changed to grant a different outcome, and ORDERED, Defendant's Pro Per Motion For The Return of Seized Property DENIED; State to prepare the order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Ely State Prison, POB 1989, Ely Nv. 89301

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 03, 2017**

89C092174

The State of Nevada vs Roy D Moraga

April 03, 2017**8:30 AM****Motion for Judgment****Defendant's Pro Per
Motion For Judgment
On The Pleadings****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Tena Jolley**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Smith, Tyler D.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Court stated the Defendant represents himself, is not present, and in his absence, the Court will not have argument but will rule based on the papers on file. Court noted Defendant calls his pleading a Motion for Judgment on the Pleadings and it appears he just wanted to know what happened with his prior motion for return of seized property. Court stated there was hearing on that matter on January 18, 2017, at which time the Court denied the motion and the Order was filed on March 21, 2017, after the instant motion was filed. COURT ORDERED, the Clerk to provide a copy of the March 21, 2017, Order to Defendant, and DENIED any other relief.

NDC

CLERK'S NOTE: The above minute order and a copy of the Order dated 3/21/17 has been distributed to: Roy D. Moraga #31584, Ely State Prison, P.O. Box 1989, Ely, NV 89301. (tmj;4/12/17)

PLAINTIFF'S EXHIBITS

CASE NO.

C-98-12

OFFERED ADMITTED

Photo



3.13.90



Photo



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Photo



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Large Evidence Bag



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Evidence Envelope



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Boots with Lox



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Leaves



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Large Evidence Bag



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Plastic Bag w/ Slide (Simon)



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Gasket



"



Wade shorts (Boyer)



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Shirt (Tee)



"



Plastic Stretch Leg Bands



"



Shirt w/ red trim + Printing (M.V.)



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Small Manila Envelope



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Vial (Blood)



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Vial (Blood)



"



Vial (Blood)



"



Small White Envelope (Deft's Head Hair)



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" " " (Deft's Pubic Hair Strand)



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" " " (Deft's Saliva Sample)



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" " " (Deft's Saliva Sample)



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Fingerprint Chart



"



Wade Shirt (Boyer) (Photo)



"



OFFICE

OFFERED ADMITS

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TABLE 1

EXHIBITS

CASE NO.

89-3-1215

OFFERED ADMITTED

Information for Aggravated Assault



6-13-90



Information 1-24-83



"



Indictment Plea Agreement &



"



Sentence of Probation



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EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

ROY MORAGA #31584
P.O. BOX 1989
ELY, NV 89301

DATE: April 26, 2017
CASE: 89C092174

RE CASE: STATE OF NEVADA vs. ROY D. MORAGA

NOTICE OF APPEAL FILED: April 25, 2017

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☐ Case Appeal Statement
- NRAP 3 (a)(1), Form 2
- ☐ Order
- ☒ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; ORDER DENYING DEFENDANT'S MOTION FOR RETURN OF SEIZED
PROPERTY; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

ROY D. MORAGA,

Defendant(s).

Case No: 89C092174

Dept No: VI

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 26 day of April 2017.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk